

To: LaPoma, Jennifer[LaPoma.Jennifer@epa.gov]
Cc: Willard Potter[otto@demaximis.com]; Basso, Ray[Basso.Ray@epa.gov]; Sivak, Michael[Sivak.Michael@epa.gov]; William Hyatt[william.hyatt@klgates.com]
From: Robert Law
Sent: Mon 7/11/2016 1:54:30 PM
Subject: Re: LPRSA - Revised Draft BERA

Jennifer:

The CPG acknowledges receipt of your July 7 email. As we discussed during our call on July 6, the CPG has:

- completed its review of the additional data that were provided by Region 2 on June 6 and was not previously available to the CPG; the CPG will include these data in the revised 17-mile BERA
- been reviewing the June 20 email regarding common carp in the revised BERA and as we discussed the CPG does not believe that the Region's recent information resolve the ambiguity of the Region's previous statements and comments regarding the presentation and use of common carp data in the revised BERA.

The CPG is planning to deliver a revised 17-mile BERA on October 1. I also told you that the CPG is drafting a letter that discusses all 3 items and will forward when the CPG's review is complete. I also suggested that Michael and you should consider having a discussion with Bill Potter and me following receipt of the CPG's letter.

Please contact Bill Potter or me with any questions.

Thank you.

Robert Law, Ph.D.
de maximis, inc.
rlaw@demaximis.com
Voice: 908-735-9315
Fax: 908-735-2132

>>> "LaPoma, Jennifer" <LaPoma.Jennifer@epa.gov> 7/7/2016 8:49 AM >>>
Rob,

In a June 6, 2016 email, EPA provided follow up to the CPG regarding the EPA Region 2 Sediment Quality Triad methodology applied to reference areas above Dundee Dam, Jamaica Bay and Mullica River/Great Bay. In that June 6, 2016 email, I asked CPG to let me know if they would like to discuss further or if there were any questions. As of the date of this email, I have not heard from CPG on the matter.

In accordance with Paragraph 46 of the Settlement Agreement, the Settling Parties shall submit the revised draft Baseline Ecological Risk Assessment no later than 30 days from the date of this email.

Jennifer LaPoma